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PATREON, INC.

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

BRAYDEN STARK and JUDD OOSTYEN, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

PATREON, INC.,

Defendant.

Case No. 3:22-cv-03131-JCS

**STIPULATION AND ~~[PROPOSED]~~ ORDER  
ON BRIEFING AND DISCOVERY ON  
CONSTITUTIONAL QUESTION**

Judge: Hon. Joseph C. Spero

In accordance with the instructions the Court gave at the Case Management Conference on April 14, 2023, Plaintiffs Brayden Stark and Judd Oostyen (“Plaintiffs”), and Defendant Patreon, Inc. (“Patreon”) (collectively, “the Parties”) stipulate to—and respectfully ask the Court to approve—the schedule below for briefing and discovery on the question of whether the Video Privacy Protection Act violates the First Amendment to the U.S. Constitution:

Event	Date
Each party to identify any issues on which they intend to offer expert(s) in connection with Defendant’s Motion for Summary Judgment Re: Constitutional Question	August 23, 2023
Last day for fact discovery on Constitutional Question, for purposes of Defendant’s Motion for Summary Judgment Re: Constitutional Question	September 22, 2023
Opening expert reports related to Constitutional Questions (simultaneous exchange)	September 22, 2023
Rebuttal expert reports related to Constitutional Question (simultaneous exchange)	October 20, 2023
Last day for expert depositions related to Constitutional Question	November 3, 2023
Defendant’s Motion for Summary Judgment Re: Constitutional Question	November 17, 2023
Plaintiffs’ Opposition to Defendant’s Motion for Summary Judgment Re: Constitutional Question	December 21, 2023
Defendant’s Reply In Support of its Motion for Summary Judgment Re: Constitutional Question	January 19, 2024
Hearing on Defendant’s Motion for Summary Judgment Re: Constitutional Question	February 16, 2024

The Court has ordered that Plaintiffs’ motion for class certification shall be filed no later than March 15, 2024. (*See* Order Dkt. 65). The Parties shall stipulate to a briefing schedule within 5 days of the filing, provided that, as the Court has ordered (*see id.*), the reply brief shall be filed four weeks before the scheduled hearing date.

The Parties reserve the right to seek modification of the schedule upon a showing of good cause under Federal Rule of Civil Procedure 16.

1 Dated: April 20, 2023

By: /s/ Simon S. Grille

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12 Dated: April 20, 2023

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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 Date: April 21, 2023

3   
4 Honorable Joseph C. Spero  
5 UNITED STATES MAGISTRATE JUDGE

**FILER'S ATTESTATION**

I, Nathan Walker, am the ECF User whose ID and password are being used to file this document.  
In compliance with Civil L.R. 5-1(h)(3), I hereby attest that all counsel have concurred in this filing.

/s/ Nathan Walker